

1720

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln No.: 10/692,468  
Applicants: Bao et al.  
Filed: October 22, 2003  
For: Artificial Disc Device  
TC/A.U.: 3738  
Examiner: Not yet assigned  
Docket No.: 79587  
Customer No.: 22242

Confirmation No. 7253

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the U.S. Postal Service as first-class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

1/27/05  
Date

Brian S. Clise  
Registration No. 47,497  
Attorney for Applicants

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Second Supplemental Information Disclosure Statement is being submitted in accordance with 37 C.F.R. §§1.97 - 1.98 in connection with the above-identified application. The following documents are listed on Form PTO-SB-08 which accompanies this Second Supplemental Information Disclosure Statement.

**U.S. PATENT DOCUMENTS**

<u>Document No.</u>	<u>Publication Date</u>	<u>Inventor/ Applicant</u>
US-5,899,941	May 4, 1999	Nishijima et al.
US-5,314,477	May 24, 1994	Marnay
US-3,875,595	April 8, 1975	Froning
US-2003/0074076	Apr. 17, 2003	Feree et al.

**U.S. PATENT DOCUMENTS**


<u>Document No.</u>	<u>Publication Date</u>	<u>Inventor/ Applicant</u>
US-2003/0135278	July 17, 2003	Eckman
US-2003/0135276	July 17, 2003	Eckman
US-2003/0176921	Sep. 18, 2003	Lawson
US-2001/0032020	Oct. 18, 2001	Besselink

The items mentioned above are listed on the PTO/SB/08A form accompanying this Second Supplemental Information Disclosure Statement.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By:   
Brian S. Clise  
Registration No. 47,497

Date: 1/27/05  
Suite 1600  
120 South LaSalle Street  
Chicago, Illinois 60603-3406  
(312) 577-7000



<b>PTO/SB/08a</b> Substitute for Form 101A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		<b>Application Number</b>		10/692,468	
		<b>Filing Date</b>		October 22, 2003	
		<b>First Named Inventor</b>		BAO, et al.	
		<b>Art Unit</b>		3738	
		<b>Examiner Name</b>		Unknown	
<b>Sheet</b>	1	<b>of</b>	1	<b>Attorney Docket</b>	79587

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup>			
		US-5,899,941	May 4 1999	Nishijima, et al.	
		US-5,314,477	May 24 1994	Marnay	
		US-3,875,595	Apr 8 1975	Froning	
		US-2003/0074076	Apr 17 2003	Feree, et al.	
		US-2003/0135278	Jul 17 2003	Eckman	
		US-2003/0135276	Jul 17 2003	Eckman	
		US-2003/0176921	Sep 18 2003	Lawson	
		US-2001/0032020	Oct 18 2001	Besselink	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup>				

<b>Examiner Signature</b>		<b>Date Considered</b>	
-------------------------------	--	----------------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.  
<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.